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FROM

The American bar association,

15 Jan., 1897.

AMERICAN BAR ASSOCIATION,
JOHN HINKLEY, SECRETARY,
NO. 215 NORTH CHARLES STREET
BALTIMORE MD.

January 13th., 1897.

Justin Winsor, Esq.,

Cambridge, Mass.

Dear Sir:-

I send you by express to-day volumes 1,2,3,5,7,9,10,11,12,13, 15, 16, and 18 of the American Bar Association for the Harvard College Library as per your circular request of Nov. 24th. 1896. The 1896 report will be out in a week or two, when I will take pleasure in sending you a copy.

Kindly acknowledge receipt of the reports, and oblige,

Yours truly,

John Hinkley, Secretary,
per N. E. Bokman.

THE

AMERICAN

BAR ASSOCIATION.

CALL FOR A CONFERENCE; PROCEEDINGS OF CONFERENCE;
FIRST MEETING OF THE ASSOCIATION;
OFFICERS, MEMBERS, ETC.

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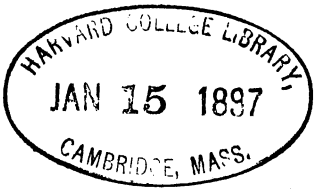

The Association.
(1st-3, 5, 7, 9-13, 15, 16, 18, 19th reports.)

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CALL FOR A MEETING

TO FORM AN

AMERICAN BAR ASSOCIATION.

DEAR SIR:

It is proposed to have an informal meeting at Saratoga, N. Y., on Wednesday morning, August 21, 1878, to consider the feasibility and expediency of establishing an AMERICAN BAR ASSOCIATION. The suggestion came from one of the State Bar Associations, in January last, and the undersigned have been favorably impressed by it. A body of delegates, representing the profession in all parts of the country, which should meet annually, for a comparison of views and friendly intercourse, might be not only a pleasant thing for those taking part in it, but of great service in helping to assimilate the laws of the different States, in extending the benefit of true reforms and in publishing the failure of unsuccessful experiments in legislation.

This circular will be sent to a few members of the Bar in each State,—whom, it is thought, such a project might interest.

If possible, we hope you will be present on the day named at Saratoga; but in any event, please communicate your views on the subject of the proposed organization to Simeon E. Baldwin, New Haven, Conn., who will report to the meeting the substance of the responses received.

BENJAMIN H. BRISTOW, KENTUCKY.
WILLIAM M. EVARTS, NEW YORK.
GEORGE HOADLY, OHIO.
HENRY HITCHCOCK, MISSOURI.
CARLETON HUNT, LOUISIANA.
RICHARD D. HUBBARD, CONNECTICUT.
ALEXANDER R. LAWTON, GEORGIA.
RICHARD C. McMURTRIE, PENNSYLVANIA.
STANLEY MATHEWS, OHIO.
E. J. PHELPS, VERMONT.
JOHN K. PORTER, NEW YORK.
LYMAN TRUMBULL, ILLINOIS.
CHARLES R. TRAIN, MASSACHUSETTS.
J. RANDOLPH TUCKER, VIRGINIA.

JULY 1, 1878.

PROCEEDINGS

OF

THE CONFERENCE CALLED FOR THE PURPOSE OF ORGANIZING

A NATIONAL BAR ASSOCIATION,

AND OF THE

FIRST ANNUAL MEETING

OF THE

AMERICAN BAR ASSOCIATION.

A number of members of the bar, called together by a circular letter for the purpose of forming a National Bar Association, met in the court room of the Town Hall, at Saratoga Springs, New York, on Wednesday, August 21st, 1878, at 10 o'clock in the morning. Mr. Roger Averill, of Danbury, Connecticut, called the meeting to order and nominated as Temporary Chairman, Mr. John H. B. Latrobe, of Baltimore, who was unanimously elected.

Mr. Simeon E. Baldwin of New Haven, Connecticut, nominated Mr. Francis Rawle, of Philadelphia, as Secretary, who was unanimously elected.

Mr. Latrobe, upon taking the chair, briefly addressed the meeting.

Mr. Bullard, of Saratoga, nominated Mr. Isaac Grant Thompson, of Troy, New York, as an additional Secretary of the meeting; he was unanimously elected.

Mr. Baldwin stated that a register had been prepared, to be signed by gentlemen present by invitation from different

States, and Mr. Thompson proceeded to call the roll of States.

Pending the call, a gentleman present asked whether members of the bar present at the meeting, who had not received special invitations, were to be considered as members of the Conference.

A motion was then made that a committee of five on permanent organization, be appointed.

Mr. Semmes, of New Orleans, suggested that the meeting be first organized by those present who had received invitations, and, upon the motion pending having been withdrawn, put his remarks into the form of a motion, which was *adopted.*

The call of States was then proceeded with, when Mr. Armstrong, of Williamsport, Pennsylvania, moved to reconsider the vote upon Mr. Semmes' resolution. A discussion then followed, in which Mr. Poché, of Louisiana, Mr. Smith, of Albany, and Mr. Baldwin took part. The reading of the circular of invitation was then called for; after it had been read, the President ruled that, in order to solve the difficulty and prevent a lengthy discussion, the original motion of Mr. Semmes still stood, and requested those present who had received invitations to register their names.

The names of those present who registered their names were as follows:

ARKANSAS.

U. M. Rose.

CONNECTICUT.

John C. Day,
Simeon E. Baldwin,
Roger Averill,
Asa B. Woodward,
W. F. Willcox.
Charles B. Andrews,
Lyman D. Brewster,
Calvin G. Child,
Charles J. McCurdy,

DISTRICT OF COLUMBIA.

J. Hubley Ashton.

GEORGIA.

L. N. Whittle, George A. Mercer.

INDIANA.

Thos. F. Davidson, R. S. Taylor.

IOWA.

John N. Rogers.

KENTUCKY.

B. H. Bristow, James S. Pirtle.

LOUISIANA.

Edwin T. Merrick, Carleton Hunt,
Thos. J. Semmes, Thos. Allen Clark,
Thos. L. Bayne, Felin P. Poché.

MARYLAND.

Julian J. Alexander, John H. B. Latrobe,
Charles J. Bonaparte, Henry Stockbridge,
A. Leo Knott, Edward Otis Hinkley.
William A. Fisher,

MASSACHUSETTS.

Daniel A. Richardson, Edward L. Pierce,
Gustavus A. Somerby, G. N. Baldwin,
Francis W. Hurd, Frank Goodwin,
William Gaston, Alfred Hemenway.

MICHIGAN.

O. J. Atkinson.

MISSISSIPPI.

Joseph E. Leigh.

MISSOURI.

James O. Broadhead, J. B. Henderson,
Henry Hitchcock, P. Bliss.

NEBRASKA.

N. C. Abbott, George K. Amory.

NEW JERSEY.

A. Q. Keasbey.

NEW YORK.

George H. Forster, E. F. Bullard,
Benjamin A. Willis, Henry L. Burnett,
J. B. Perkins, Henry Smith,
Wm. C. Ruger, Homer A. Nelson,
Isaac Grant Thompson, Calvin Frost.

OHIO.

Rufus King, Calvin S. Brice,
Wm. T. McClintock.

PENNSYLVANIA.

Albert A. Outerbridge, Francis Rawle,
Wm. H. Armstrong, L. D. Shoemaker,
S. A. Bridges, Henry Green.

TENNESSEE.

Henry G. Smith.

VERMONT.

Edward J. Phelps, Charles N. Davenport,
Guy C. Noble, J. B. Bromley,
Luke P. Poland, Hiram F. Stevens.

VIRGINIA.

Legh R. Page.

Mr. Baldwin moved that a committee on Permanent Organization and Credentials be appointed, to consist of one from each State represented and to be appointed by the President. *Adopted.*

The President appointed the following as the committee:

U. M. Rose.....Arkansas.
Simeon E. Baldwin.....Connecticut.
J. Hubley Ashton.....District of Columbia.
L. N. Whittle.....Georgia.
Thos. F. Davidson.....Indiana.
J. N. Rogers .....Iowa.
B. H. Bristow.....Kentucky.
Carleton Hunt.....Louisiana.
Edward O. Hinkley.....Maryland.
William Gaston.....Massachusetts.
J. B. Henderson.....Missouri.
George K. Amory.....Nebraska.
A. Q. Keasbey.....New Jersey.
Henry Smith.....New York.
Rufus King.....Ohio.
Henry Green.....Pennsylvania.
Henry G. Smith.....Tennessee.
E. J. Phelps.....Vermont.
Legh R. Page.....Virginia.

After a recess the Conference was called to order, and the Committee on Permanent Organization and Credentials reported the following resolution:

Resolved, That all gentlemen who have signed the register this day are properly accredited and constitute the members of this Conference. *Adopted.*

The committee then reported the following nominees for permanent officers of the Conference:

President, BENJAMIN H. BRISTOW, of Kentucky.
Secretaries, FRANCIS RAWLE, of Pennsylvania.
ISAAC GRANT THOMPSON, of New York.

The Conference proceeded to the election of permanent officers, and the gentlemen reported by the committee were unanimously elected.

The temporary officers of the Conference retired, and the permanent officers took their places.

Mr. Hunt, of Louisiana, offered the following resolution:

Resolved, That the meeting do now proceed to organize a National American Bar Association, and that a committee of nine be appointed by the chair, to frame an appropriate constitution and by-laws.

Mr. Hinkley moved that the committee report at 10 o'clock A. M., on Thursday, August 22d.

Mr. Phelps moved to admend, by substituting 5 o'clock, P. M., on Wednesday, August 21st.

The amendment was adopted, and the motion, as amended, was then *adopted*.

The President appointed the following Committee on Constitution and By-Laws:

Carleton Hunt.....Louisiana.
Simeon E. Baldwin.....Connecticut.
Henry Hitchcock.....Missouri.
Edward J. Phelps.....Vermont.
James S. Pirtle.....Kentucky.
Henry Smith.....New York.
Rufus King.....Ohio.
William Gaston.....Massachusetts.
Henry Green.....Pennsylvania.

Mr. Bullard moved that a committee of five be appointed to report additional candidates for membership of the Conference, from any members of the bar now present in Saratoga. *Adopted.*

The President appointed, as the committee under this resolution,

E. F. Bullard.....New York.
J. H. Ashton.....District of Columbia.
R. S. Taylor.....Indiana.
A. Q. Keasbey.....New Jersey.
Charles B. Andrews.....Connecticut.

On motion the Conference *adjourned*, to meet at 5 P. M.

WEDNESDAY, AUGUST 21st, 1878. 5 P. M.

The Conference was called to order by the President.

Mr. Bullard, chairman of the Committee on Additional Candidates for Membership, reported a list of candidates, and offered a motion that the gentlemen named should be admitted as members of the Conference upon the same footing as those who signed the roll at the opening session. *Adopted.*

The list was as follows:

CONNECTICUT.

Henry E. Pardee.

DISTRICT OF COLUMBIA.

H. H. Wells, William A. Meloy.

INDIANA.

R. Lowry, Walter Q. Gresham.
Charles W. Fairbanks,

NEBRASKA.

D. G. Hall,
S. H. Calhoun,
T. M. Marquett,
S. B. Galey,
S. B. Pound.

NEW HAMPSHIRE.

Samuel C. Eastman,
G. W. Stanley,
A. H. Hatch.

NEW JERSEY.

Gustavus N. Abeel.

NEW YORK.

Elliott F. Shepard,
Wm. Allen Butler,
Wm. Walter Phelps,
Charles F. Blake,
Dorman B. Eaton,
James Emott,
Edward Mitchell,
Albert Mathews,
Sherburne R. Eaton,
H. R. Durfee,
Charles A. Richardson,
Mathew Hale,
Clarkson N. Potter,
A. S. Sullivan.

OHIO.

Charles C. Baldwin,
N. W. Evans,
E. L. DeWitt,
R. K. Shaw,
W. D. Young,
N. Merrill,
S. W. Morris,
Basil Meek,
James Irvine,
W. E. Hackedorn.

PENNSYLVANIA.

Thomas E. Franklin,
Samuel C. Perkins,
George M. Dallas,
Benjamin H. Brewster,
James T. Mitchell.

RHODE ISLAND.

C. C. Van Zandt.

SOUTH CAROLINA.

Henry E. Young.

VERMONT.

William E. Johnson.

VIRGINIA.

Alexander Hamilton, J. W. Daniel,
Robert Stiles, William H. Payne.
Moses Walton,

WEST VIRGINIA.

John A. Hutchinson.

Mr. Winslow moved, as an amendment, that the names of these gentlemen should be submitted to the Committee on Membership, for their consideration. After some debate on this amendment, it was withdrawn.

Mr. Baldwin amended his motion by adding to it, that all gentlemen who had signed the call for the meeting should be considered as members of the Conference.

The motion as amended was *adopted.*

The names of those who signed the call, but were not present at the Conference, are as follows:

CONNECTICUT.

Richard D. Hubbard.

GEORGIA.

Alexander R. Lawton.

ILLINOIS.

Lyman Trumbull.

OHIO.

George Hoadly, Stanley Mathews.

NEW YORK.

William M. Evarts, John K. Porter.

PENNSYLVANIA.

Richard C. McMurtrie.

VIRGINIA.

J. Randolph Tucker.

Mr. Hunt, from the Committee on Framing a Constitution reported a draft of a Constitution, as follows:

NAME AND OBJECT.

ARTICLE I.—This Association shall be known as "The American Bar Association." Its object shall be to advance the science of jurisprudence, promote the administration of justice and uniformity of legislation throughout the Union, uphold the honor of the profession of the law, and encourage cordial intercourse among the members of the American Bar.

QUALIFICATIONS FOR MEMBERSHIP.

ARTICLE II.—Any person shall be eligible to membership of this Association who shall be, and shall, for five years next preceding, have been, a member in good standing of the Bar of any State, and who shall also be nominated as hereinafter provided.

OFFICERS AND COMMITTEES.

ARTICLE III.—The following officers shall be elected at each annual meeting for the year ensuing:—A President, (the same person shall not be elected President two years in succession); one Vice-President from each State; a Secretary; a Treasurer; a Council, consisting of one member from each State; the Council shall be a Standing Committee on nominations for office; an Executive Committee, to be composed of the Secretary and Treasurer, together with three members of the Council to be chosen by the Association, one of whom shall be chairman of the Committee.

The following Committees shall be annually appointed by the President for the year ensuing, and shall consist of five members each:

On Jurisprudence;
On Judicial Administration and Remedial Procedure;
On Legal Education and Admissions to the Bar;
On Commercial Law;

On International Law;
On Publications;
On Grievances.

A majority of those members of any committee, including the Council, who may be present at any meeting of the Association, shall constitute a quorum of such committee for the purposes of such meeting.

The Vice-President for each State, and not less than two other members from such State, to be annually elected, shall constitute a Local Council for such State, to which shall be referred all applications for membership from such State. The Vice-President shall be *ex officio* chairman of such Council.

ELECTION OF MEMBERS.

ARTICLE IV.—All nominations for membership shall be made by the Local Council of the State to the Bar of which the persons nominated belong. In default of such a Council in any State, nominations may be made by the General Council of the Association. All elections shall be by ballot.

Several nominees, if from the same State, may be voted for upon the same ballot; and in such case placing the word "No" against any name or names upon the ticket, shall be deemed a negative vote against such name or names, and against those only. Five negative votes shall suffice to defeat an election.

ARTICLE V.—All members of the Conference adopting the Constitution, and all persons elected by them, upon the recommendation of the committee of five appointed by such Conference, shall become members of the Association, upon payment of the annual dues for the current year herein provided for.

BY-LAWS.

ARTICLE VI.—By-Laws may be adopted at any annual meeting of the Association, by a majority of the members

present. It shall be the duty of the Executive Committee, without delay, to adopt suitable By-Laws, which shall be in force until rescinded by the Association.

DUES.

ARTICLE VII.—Each member shall pay five dollars to the Treasurer as annual dues, and no person shall be qualified to exercise any privilege of membership who is in default. Such dues shall be payable, and the payment thereof enforced, as may be provided by the By-Laws. Members shall be entitled to receive all publications of the Association free of charge.

ANNUAL ADDRESS.

ARTICLE VIII.—The President shall open each annual meeting of the Association with an address, in which he shall communicate the most noteworthy changes in statute law on points of general interest made in the several States and by Congress during the preceding year. It shall be the duty of the member of the General Council from each State to report to the President, on or before the first day of May, annually, any such legislation in his State.

ANNUAL MEETINGS.

ARTICLE IX.—This Association shall meet annually in the month of July or August, at such time and place as the Executive Committee may select.

AMENDMENTS.

ARTICLE X.—This Constitution may be altered or amended by a vote of three-fourths of the members present at any annual meeting.

CONSTRUCTION.

ARTICLE XI.—The word *State*, wherever used in this Constitution, shall be deemed to be equivalent to *State*, *Territory* and the *District of Columbia*.

Mr. Hunt moved the adoption of the Constitution reported as a whole. An amendment to this motion, that the proposed Constitution be considered by sections, was offered and accepted by Mr. Hunt. The motion as amended was *adopted.*

Article I was then adopted as reported.

Article II was read. Mr. Amory moved to amend by changing the numeral "five" to "three."

Mr. Hitchcock opposed the amendment. It was unanimously rejected, and the article was adopted as reported.

Article III was read. Mr. Bullard moved as an amendment, that there be a Vice-President for each judicial district of the United States, instead of for each State. After some discussion, the motion was withdrawn.

Mr. Ashton moved, as an amendment, that the designation of the Committee on Jurisprudence should be changed to the "Committee on Jurisprudence and Law Reform." *Adopted.*

Mr. Rogers moved to amend, by providing for the creation of a Recording Secretary and a Corresponding Secretary. Mr. Hitchcock and Mr. Hunt spoke in favor of the Article as reported. Mr. Rogers withdrew his amendment.

Article III was then adopted as amended.

Article IV was read. Mr. Hinkley moved to amend, by referring nominations for membership to the Council, and not to the Local Council for the same State as the nominee, and spoke in favor of his amendment.

Mr. Hunt spoke at length against the amendment.

Mr. Phelps also favored the adoption of the section as reported.

Mr. Hinkley's amendment was, upon a vote, rejected.

Mr. Ashton moved to amend, by providing that the nominations for membership by the Local Councils should be unanimous.

The amendment was rejected.

Article IV was then adopted as reported.

Article V was adopted as reported.

Article VI was adopted as reported.

Article VII was adopted as reported.

Article VIII was adopted as reported.

Article IX was read. Mr. Semmes moved to amend, by providing that "the annual meeting shall consist of at least thirty members."

The Committee adopted the amendment, and incorporated it in the section.

Mr. Whittle suggested that some regard should be had to the number of States represented at any meeting, but did not offer a motion to amend in accordance with his suggestion.

Mr. Poland objected to requiring any specific number in order to constitute a quorum.

Mr. Baldwin moved to amend the Article, by striking out the provision that thirty should constitute a quorum, and providing that a quorum should consist of those members present at any meeting. This amendment was then adopted, and

Article IX was adopted as amended.

Article X was read. Mr. Armstrong moved to amend, by adding the words: "but no such change shall be made at any meeting at which less than thirty members are present."

A motion was made to amend this amendment by providing that no change in the Constitution should be made, except upon a vote of at least thirty members in the affirmative. This amendment was not seconded, and was not accepted by Mr. Armstrong.

A motion was made to amend Mr. Armstrong's amendment by striking out the numeral "thirty," in the amendment, and inserting the numeral "fifty." *Rejected.*

Mr. Armstrong's amendment was then adopted, and Article X was adopted as amended.

Article XI was adopted as reported.

Mr. Hunt moved the adoption of the Constitution as a whole. *Adopted.*

Mr. Hunt moved that the present meeting be considered the first annual meeting of the Association. *Adopted.*

A motion was made, instructing the Secretary to have the Constitution printed for the use of members at the next meeting. *Adopted.*

Mr. Hunt moved that the Association proceed to elect members of the Council, in accordance with the Constitution.

Mr. Hitchcock moved, as a substitute, that the Conference resolve itself into the American Bar Association, and that the officers of the Conference be requested to act as officers of the Association for the present. After some discussion, the substitute was withdrawn, and Mr. Hunt's motion was then *adopted.*

An election was then held for members of the Council. [The names of the members of the Council elected appear elsewhere in the list of officers.]

It was moved that the Council report a list of nominations for officers at 10 o'clock on Thursday morning. *Adopted.*

On motion, the meeting adjourned to meet on Thursday, at 10 o'clock, A. M.

THURSDAY, AUGUST 22d, 1878. 10 A. M.

The meeting was called to order by the President.

Mr. Poland, from the Council, reported a list of members of the bar from different States—no Local Councils having yet been elected—and moved that the Association proceed to ballot upon the admission of the gentlemen whose names were reported by the Council. *Adopted.*

The following named gentlemen, so reported, were then elected members of the Association:

ARKANSAS.

George A. Gallagher, James C. Tappan,
Hermon Carlton.

DISTRICT OF COLUMBIA.

Richard T. Merrick, Walter S. Cox,
Nathaniel Wilson.

INDIANA.

A. W. Hendricks.

IOWA.

George G. Wright, Oliver P. Shiras.

KENTUCKY.

John W. Stevenson, James B. Beck.

LOUISIANA.

George W. Race, Joseph H. Acklen.

MAINE.

William P. Frye.

MARYLAND.

Charles Marshall, A. B. Hagner,
William J. Ross.

MICHIGAN.

Thomas M. Cooley, Archibald McDowell,
John Atkinson, Edwin Wiletts.

MISSISSIPPI.

Jas. T. Harrison, T. C. Catchings.

NEBRASKA.

Charles F. Manderson.

NEW HAMPSHIRE.

Gilman Marston, Ossian Ray.

NEW JERSEY.

Garret D. W. Vroom, William E. Potter.

PENNSYLVANIA.

George W. Biddle, George Shiras.

TENNESSEE.

William F. Cooper, Bedford M. Estes,
Albert T. McNeal.

VIRGINIA.

William J. Robertson, Robert Ould.

WEST VIRGINIA.

J. B. Jackson, Caleb Boggess.

Mr. Baldwin reported from the Council a list of nominations for officers of the Association.

Mr. Child moved that the meeting proceed to take a single ballot upon all the nominees reported by the Committee.

An amendment was offered, that the report of the Council be accepted, and that the gentlemen nominated be elected.

The amendment was accepted by Mr. Child, and the motion, as amended, was *adopted.*

[The list of officers elected will be found elsewhere.]

The retiring President, Mr. Bristow, appointed Mr. Poland and Mr. Hunt to conduct the newly-elected President of the Association to the chair.

Mr. Bristow then briefly thanked the meeting for the honor he had enjoyed as its presiding officer during the pre-

liminary meeting, and introduced the President of the Association, Mr. Broadhead.

Mr. Broadhead said, on taking the chair, that he deemed it a high honor to be chosen as the presiding officer of a body with so exalted a mission as that of promoting the science of jurisprudence. The purpose of the Association was a noble one, and he believed that it should seek to avoid becoming an agitator of the law, and rather aim to codify and harmonize, than to revolutionize or reform the law. The Association should watch the progress of events as they occur, and be ready to act on all matters of importance when the need arrives. The Association should not be ephemeral, but address itself honestly and earnestly to the great objects properly within its scope. Such an organization is new here, but is not new in other countries. The Order of Advocates is an organization that has stood for centuries in France, and has done much to promote the science of jurisprudence. So this Association, if faithful, may perform a similar work if all address themselves earnestly to the great work before it.

Mr. Amory moved that D. G. Hall, of Nebraska, be added to the Local Council for that State. *Adopted.*

Mr. Poché nominated the following gentlemen from Louisiana, as members of the Association:

B. F. Jonas,
Jno. A. Campbell,
G. A. Breaux,
J. B. Eustis,
R. L. Gibson,
Alfred Grima,
Randall Hunt,
John H. New,
Henry M. Spofford,
Charles E. James,
Henry C. Miller,
Henry Denis,
Edward Bermudy,
John Finney,
Thomas Gillmore,
Francis T. Nichols,
Emile Legender,
J. Richard Winchester,
R. Nicholas Sims,
Edw. W. Pugh,
Andrew S. Herron,
Robt. C. Wickliffe,
Henry Clay Knoblock,
Isaiah D. Moore,
Robert Richardson.

They were elected as members.

The Local Council of Mississippi nominated the following named gentlemen, who were elected:

George A. Evans,	S. S. Calhoun,
W. H. Sims,	Frank Johnston,
Lock E. Houston,	Beverly Mathews,
R. O. Reynolds,	N. E. Harris,
E. O. Sykes,	Upton Young,
W. F. Tucker,	J. Z. George,
Oliver Clifton,	H. H. Chalmers.

The Local Council of Vermont reported the following members of the bar of Vermont as candidates for membership:

James M. Tyler,	Wheelock G. Veazey,
Abraham B. Gardner,	Aldace F. Walker,
John W. Stewart,	Henry C. Belden.
John Prout,	

They were duly elected.

Skipwith Wilmer, of Maryland, was nominated for membership, and elected.

Mr. Phelps moved that the Council be instructed to make nominations for the Executive Committee, and report them to the meeting.

A recess of fifteen minutes was then taken, after which the Council reported the following nominees for members of the Executive Committee:

Simeon E. Baldwin.....Connecticut.
William A. Fisher.....Maryland.
Luke P. Poland.....Vermont.

Upon motion, the report of the Council was accepted, and its nominees were elected.

Mr. Hitchcock, from the Local Council of Missouri, nominated M. Dwight Collier, of St. Louis, as a member, and he was duly elected.

E. C. Sprague, of New York, was, on motion, elected a member of the Local Council of New York.

Mr. Outerbridge moved that a special committee of five be appointed, to consider and report on the subjects of Law Reporting and Law Libraries. After some discussion the motion was *rejected.*

Mr. Hunt offered the following resolution: That the Committee on Legal Education and Admissions to the Bar be instructed to report, at the ensuing annual meeting, some plan for assimilating throughout the Union, the requirements of candidates for admission to the bar, and for regulating, on principles of comity, the standing, throughout the Union, of gentlemen already admitted to practice in their own States.

Mr. Hunt spoke at length upon the subject embraced in the resolution; it was then *adopted.*

Mr. Stockbridge moved that the matter of the incorporation of the American Bar Association be referred to the Executive Committee of the Association, with power to take such action as they may deem desirable.

Mr. Child moved to amend by striking out the words "with power to take such action as they may deem desirable," and inserting the words "which committee shall report thereon at the next meeting."

After a long discussion on the subject, Judge Gresham, of Indiana, moved that the resolution and amendment be laid upon the table. *Adopted.*

Mr. Hitchcock offered the following resolutions:

Resolved, That the Committee on Commercial Law be, and they are hereby, instructed to inquire and report to the Association, at its next annual meeting, upon the present condition of the law, as well statutory as established by judicial decisions, in the several States, touching the form and requis-

ites of negotiable or commercial paper, and the steps requisite on the part of the holder of such paper to fix the liability of parties to such paper, with special reference to the diversity of such requisites in the several States, and that the committee furnish such suggestions as to them may seem fit, as to the propriety and expediency of action on the part of the Association, looking toward further uniformity in the law on that subject.

Resolved, That the Committee on Jurisprudence and Law Reform be, and they are hereby, instructed to inquire and report to the Association, at its next annual meeting, upon the present condition of the law, as well statutory as established by judicial decisions, in the several States, touching the authentication of instruments conveying or affecting real estate, with special reference to the differences in forms of acknowledgment and certification thereof, and with such suggestions as they may deem expedient, looking to greater uniformity therein, and also that said committee make like inquiry and report touching the requisites, under the law of the several States, in respect to the execution of wills.

Resolved, That the Committee on Judicial Administration and Remedial Procedure be, and they are hereby, instructed to inquire and report to the Association, at its next annual meeting, upon the present condition of the law, as well statutory as established by judicial decisions, in the several States, touching the mode of taking testimony and of perpetuating testimony out of court, with special reference to the class of officers authorized to take such testimony, and the power confided to them, and the formalities required for the same; and to make such suggestions on the general subject as to them may seem expedient, with reference to the expediency of any action on the part of this Association in respect to the same.

The resolutions were *adopted*.

Mr. Bullard moved that the Secretary publish 2,000 copies of the Constitution and proceedings of this meeting, with a list of officers and members, and that the same be distributed to the several members of the Council according to their share, estimated by the representation of their respective States in Congress.

Mr. Fisher moved to amend by substituting the following resolution: "That the Secretary is instructed to cause to be printed as many copies as he may deem necessary of the Constitution, proceedings and the names of officers, and to distribute the same among members of the Association and others, at his discretion." The amendment was accepted by Mr. Bullard, and the motion, as amended, was *adopted.*

Mr. Phelps moved that the Executive Committee be requested to provide, by invitation to members, in their discretion, for the reading and delivery before the Association at its future annual meetings, of essays or addresses on subjects connected with the objects of the Association, and that the committee be further requested to make suitable provision for this purpose in the By-Laws. *Adopted.*

Mr. Rogers offered the following resolution:

Resolved, That the Executive Committee be requested to devise and report, at the next annual meeting, measures for establishing close relations between this Association and the Bar Associations of the several States. *Adopted.*

The Local Council of Connecticut reported the following list of nominations for membership from that State:

Charles R. Ingersoll, Francis Wayland,
Henry C. Robinson.

The nominees were elected as members.

Mr. Hitchcock moved a vote of thanks of the Association

to Judge Bockes, for the use of the court-room by the Association. *Adopted.*

On motion, the Association adjourned *sine die*.

FRANCIS RAWLE,
I. GRANT THOMPSON,
Temporary Secretaries.

EDWARD OTIS HINKLEY,
Secretary.

MASSACHUSETTS.

Baldwin, G. W.	Boston.
Bell, C. V.	Lawrence.
Bennett, Edmund H.	Taunton.
Bond, D. W.	Northampton.
Gaston, Wm.	Boston.
Goodwin, Frank	Boston.
Hemenway, Alfred	Boston.
Hurd, Francis W.	Boston.
Jones, Leonard	Boston.
Knowlton, M. P.	Springfield.
Lamb, S. O.	Greenfield.
Muzzey, Henry W.	Boston.
Pierce, Edward L.	Boston.
Ranney, A. A.	Boston.
Richardson, Daniel A.	Lowell.
Scudder, H. A.	Boston.
Swift, M. G. B.	Fall River.
Somerby, Gustavus A.	Boston.
Thayer, James B.	Cambridge.
Train, Charles R.	Boston.

MICHIGAN.

Atkinson, John	Detroit.
Atkinson, O. J.	Port Haven.
Cooley, Thos. M.	Ann Arbor.
McDowell, Archibald,	Bay City.
Willetts, Edwin,	Monroe.

MISSISSIPPI.

Calhoun, S. S.	Canton.
Catchings, T. C.	Vicksburg.
Chalmers, H. H.	Panola.
Clifton, Oliver	Jackson.
Evans, George A.	Columbus.
George, J. Z.	Jackson.

Harris, N. E.	Vicksburg.
Harrison, James T.	Columbus.
Houston, Lock E.	Aberdeen.
Johnston, Frank,	Canton.
Leigh, Jos. E.	Columbus.
Mathews, Beverly,	Columbus.
Reynolds, R. O.	Aberdeen.
Sims, W. H.	Columbus.
Sykes, E. O.	Aberdeen.
Tucker, W. F.	Oaktown.
Young, Upton	Vicksburg.

MISSOURI.

Bailey, Geo. W.	St. Louis.
Bliss, P.	Columbia.
Broadhead, Jas. O.	St. Louis.
Collier, M. Dwight,	St. Louis.
Comingo, A.	Independence.
Henderson, J. B.	St. Louis.
Hitchcock, Henry	St. Louis.
Kehr, Edward C.	St. Louis.
Krum, John M.	St. Louis.
Orrick, John C.	St. Louis.
Todd, Albert	St. Louis.
Wade, Wm. P.	St. Louis.
Withrow, James E.	St. Louis.

NEBRASKA.

Abbott, N. C.	Lincoln.
Amory, Geo. K.	Lincoln.
Calhoun, S. H.	Nebraska City.
Galey, S. B.	
Hall, D. G.	Lincoln.
Laird, James	Lincoln.
Manderson, Charles F.	Omaha.
Marquett, T. M.	
Pound, S. B.	

NEW HAMPSHIRE.

Eastman, Samuel C.	Concord.
Hatch, A. H.	Portsmouth.
Marston, Gilman,	Exeter.
Ray, Ossian	Lancaster.
Stanley, C. W.	Manchester.

NEW JERSEY.

Abeel, Gustavus N.	Newark.
Borcherling, Chas.	Newark.
Garretson, A. Q.	Jersey City.
Keasbey, A. Q.	Newark.
McCarter, Ludlow,	Newark.
Potter, William E.	Bridgeton.
Taylor, John W.	Newark.
Vroom, Garret D. W.	Trenton.

NEW YORK.

Blake, Chas. F.	New York.
Bullard, E. F.	Saratoga Sp.
Burchard, Nathan	Brooklyn.
Burnett, Henry L.	New York.
Butler, Wm. Allen	New York.
Durfee, H. R.	Palmyra.
Eaton, Dorman B.	New York.
Eaton, Sherburne B.	New York.
Emott, James	New York.
Evarts, Wm. M.	New York.
Forster, Geo. H.	New York.
Frost, Calvin	Peekskill.
Hale, Matthew	Albany.
Lyon, W. A.	New York.
Mathews, Albert	New York.
Mitchell, Edward,	New York.
Nelson, Homer A.	Poughkeepsie.

Perkins, J. B.	Rochester.
Phelps, Wm. Walter,	New York.
Pond, A.	Saratoga Sp.
Porter, John K.	New York.
Potter, Clarkson N.	New York.
Richardson, Chas. A.	Canandaigua.
Ruger, Wm. C.	Syracuse.
Sayres, Gilbert	Brooklyn.
Shepard, Elliott F.	New York.
Smith, Henry	Albany.
Sprague, E. C.	Buffalo.
Sullivan, Algernon S.	New York.
Thompson, Isaac Grant	Troy.
Willis, Benj. A.	New York.
Winslow, John	New York.

OHIO.

Baldwin, Chas. C.	Cleveland.
Brice, C. S.	Lima.
DeWitt, E. L.	Columbus.
Evans, N. W.	Portsmouth.
Hackedorn, W. E.	Lima.
Hoadly, Geo.	Cincinnati.
Irvine, James	Lima.
Johnson, Edgar M.	Cincinnati.
King, Rufus	Cincinnati.
Mathews, Stanley	Cincinnati.
McClintock, Wm. T.	Chillicothe.
Meek, Basil	Clyde.
Merrill, N.	Wauseon.
Morris, S. W.	Ironton.
Shaw, R. K.	Marietta.
Young, W. D.	Ripley.

PENNSYLVANIA.

Armstrong, Wm. H.	Williamsport.
Biddle, Geo. W.	Philadelphia.
Brewster, Benj. H.	Philadelphia.
Bridges, S. A.	Allentown.
Dallas, George M.	Philadelphia.
Franklin, Thos. E.	Lancaster.
Green, Henry	Easton.
McMurtrie, Richard C.	Philadelphia.
Mitchell, Jas. T.	Philadelphia.
Outerbridge, Albert A.	Philadelphia.
Perkins, Samuel C.	Philadelphia.
Rawle, Francis	Philadelphia.
Shiras, George	Pittsburgh.
Shoemaker, L. D.	Wilkesbarre.

RHODE ISLAND.

Van Zandt, C. C.	Newport.

SOUTH CAROLINA.

Young, Henry E.	Charleston.

TENNESSEE.

Cooper, Wm. F.	Nashville.
Estes, Bedford M.	Memphis.
McNeal, Albert T.	Bolivar.
Smith, Henry G.	Memphis.

VERMONT.

Belden, Henry C.	St. Johnsbury.
Bromley, J. B.	Castleton.
Davenport, Chas. N.	Brattleboro.
Gardner, Abraham B.	Bennington.
Hinckley, Lyman G.	Chelsea.
Johnson, Wm. E.	Woodstock.
Noble, Guy C.	St. Albans.
Paul, Norman	Woodstock.

Phelps, E. J.	Burlington.
Poland, Luke P.	St. Johnsbury.
Prout, John	Rutland.
Stevens, Hiram F.	St. Albans.
Stewart, John W.	Middlebury.
Tyler, James M.	Brattleboro.
Veazey, Wheelock G.	Rutland.
Walker, Aldace F.	Rutland.

VIRGINIA.

Daniel, J. W.	Lynchburg.
Hamilton, Alex.	Petersburg.
Ould, Robert	Richmond.
Page, Legh R.	Richmond.
Payne, Wm. H.	Warrentown.
Robertson, Wm. J.	Charlottesville.
Stiles, Robert	Richmond.
Tucker, J. Randolph	Lexington.
Walton, Moses	Woodstock.

WEST VIRGINIA.

Boggess, Caleb	Clarksburg.
Hutchinson, John A.	Parkersburg.
Jackson, J. B.	Parkersburg.

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